

Greg L. Lippetz (State Bar No. 154228)
glippetz@jonesday.com
JONES DAY
1755 Embarcadero Road
Palo Alto, CA 94303
Telephone: 650-739-3939
Facsimile: 650-739-3900

David N. Kuhn (State Bar No. 73389)
Attorney-at-Law
144 Hagar Avenue
Piedmont, CA 94611
Telephone: (510) 653-4983
E-mail: dnkuhn@pacbell.net

Attorneys for Defendant Nokia, Inc.

Attorney for Plaintiff Gregory Bender

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Gregory Bender,

Plaintiff,

v.

Nokia, Inc.,

Defendant.

CASE NO. C 09-01247 MMC (MEJ)

**STIPULATION OF DISMISSAL OF
ACTION, WITH PREJUDICE; AND
~~PROPOSED~~ ORDER**

Plaintiff Gregory Bender and Defendant Nokia, Inc. hereby inform the Court that they have reached definitive agreement on the terms of dismissal, with prejudice, of all claims of the parties in this action and hereby submit this Stipulation of Dismissal of Action, With Prejudice; and [Proposed] Order.

Pursuant to Rule 41(a)(2) and (c) of the Federal Rules of Civil Procedure, the parties hereto hereby stipulate to dismiss, WITH PREJUDICE, all claims of the parties in this action, with each party to bear his/its own costs, expenses, and attorney's fees.

SO STIPULATED.

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1 Dated: February 7, 2011

Respectfully submitted,

2 Jones Day

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4 By: /s/ Greg L. Lippetz

5 Greg L. Lippetz
6 State Bar No. 154228
7 JONES DAY
8 Silicon Valley Office
9 1755 Embarcadero Road
10 Palo Alto, CA 94303
11 Telephone: 650-739-3939
12 Facsimile: 650-739-3900

Counsel for Defendant Nokia, Inc.

13 In accordance with General Order No. 45, Section X(B), the signatory below attests that
14 concurrence in the filing of this document has been obtained from the signatory above.

15 Dated: February 7, 2011

By: /s/ David N. Kuhn

16 David N. Kuhn
17 Attorney-at-Law
18 144 Hagar Avenue
19 Piedmont, California 94611
20 Telephone: (510) 653-4983

Counsel for Plaintiff Gregory Bender

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

22 DATED: February 9, 2011

By: 

23 THE HON. MAXINE M. CHESNEY
24 United States District Court Judge